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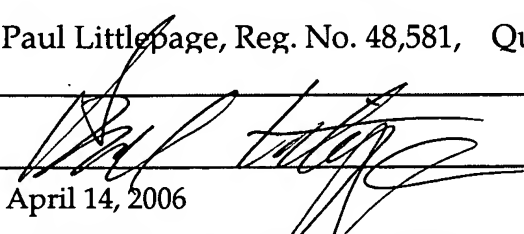
(Modified) PTO/SB/21 (6-98)  
Approved for use through 09/30/2000. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	<b>Application Number</b>	10/539,105
	<b>Filing Date</b>	December 16, 2003
	<b>First Named Inventor</b>	Juan Carlos Molero
	<b>Group Art Unit</b>	Unassigned
	<b>Examiner Name</b>	Unassigned
<b>Total Number of Pages in This Submission</b>	<b>Attorney Docket Number</b>	42-000200US

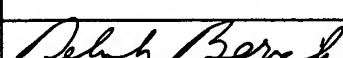
ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Executed Declaration	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input checked="" type="checkbox"/> Power of Attorney	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input checked="" type="checkbox"/> Certificate of Assignee	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input checked="" type="checkbox"/> Copy of Executed Assignment	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Preliminary Amendment	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input checked="" type="checkbox"/> Sequence Listing Statement	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input checked="" type="checkbox"/> Sequence Listing Paper Form and Diskette	receipt acknowledgment postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application	<b>Authorization to Charge Deposit Account</b> Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.	
<input checked="" type="checkbox"/> Copy of Notice to File Missing Parts	Remarks	

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

<b>Firm or Individual name</b>	Paul Littlepage, Reg. No. 48,581, Quine Intellectual Property Law Group
<b>Signature</b>	
<b>Date</b>	April 14, 2006

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as express mail no. EV264209052US in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below

<b>Typed or printed name</b>	Deborah Berwick		
<b>Signature</b>		<b>Date</b>	April 14, 2006

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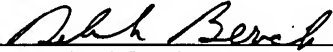
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P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, on April 14, 2006

Express Mail No.: EV264209052US

QUINE INTELLECTUAL PROPERTY LAW GROUP P.C.

By



Deborah Berwick

Attorney Docket No. 42-000200US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Juan Carlos Molero et al.

Application No.: 10/539,105

International Filing Date: December 16, 2003

For: **METHODS OF TREATMENT OF FEEDING DISORDERS OR DISORDERS OF GLUCOSE UPTAKE AND FOR MODIFYING METABOLISM AND IDENTIFYING THERAPEUTIC REAGENTS THEREFOR**

Examiner: Unassigned

Art Unit: Unassigned

TRANSMITTAL LETTER - RESPONSE TO NOTICE OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371

Mail Stop PCT

Commissioner for Patents, P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Pursuant to the "Notice to File Missing Requirements Under 35 U.S.C. 371 In The United States Designated/Elected Office (DO/EO/US)" dated February 16, 2006, enclosed are the following to be made of record in the above-identified application:

- 1) Executed Declaration
- 2) Power of Attorney and Certificate of Assignee Under 37 C.F.R. § 3.73(b) (+ copy of Assignment - *not for recordation*)
- 3) Copy of Notice of Missing Parts
- 4) Corrected Sequence Listing (paper and diskette)
- 5) Statement Accompanying Sequence Listing
- 6) Transmittal Sheet
- 7) Receipt indication postcard

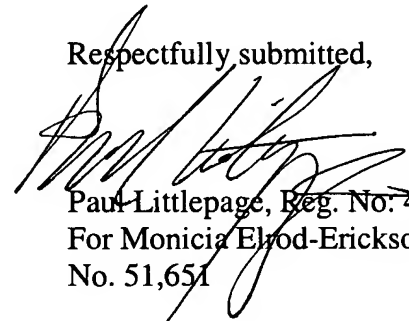
The Notice indicated that the preliminary amendment filed June 15, 2005 was not entered because claims 102 and 103 of the amendment were allegedly presented as amended rather than new claims.

Applicants note, however, that claims 102 and 103 are not new. Claim numbers 84 and 85 were inadvertently duplicated in the priority application; the amendment merely renumbers the second incidence of "84" as "102" and the second incidence of "85" as "103."

Therefore, Applicants respectfully request that the preliminary amendment filed June 15, 2005 be entered in its entirety.

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Deposit Account No.: **50-0893**

Respectfully submitted,



Paul Littlepage, Reg. No. 48,581  
For Monica Elrod-Erickson, Reg.  
No. 51,651



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 Alexandria, Virginia 22313-1450  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/539,105	Juan Carlos Molero	42-000200US

INTERNATIONAL APPLICATION NO.

PCT/AU03/01676

I.A. FILING DATE

PRIORITY DATE

12/16/2003

12/16/2002

22798

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

P O BOX 458

ALAMEDA, CA 94501

**RECEIVED**

FEB 27 2006

Quine Intellectual Property Law Group, P.C.

CONFIRMATION NO. 2298

371 FORMALITIES LETTER



\*OC000000018042832\*

Date Mailed: 02/16/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/15/2005
- Copy of the International Search Report filed on 06/15/2005
- Copy of IPE Report filed on 06/15/2005
- Preliminary Amendments filed on 06/15/2005
- Biochemical Sequence Diskette filed on 06/15/2005
- Oath or Declaration filed on 06/15/2005
- Biochemical Sequence Listing filed on 06/15/2005
- U.S. Basic National Fees filed on 06/15/2005
- Priority Documents filed on 06/15/2005
- Specification filed on 06/15/2005
- Claims filed on 06/15/2005
- Abstracts filed on 06/15/2005
- Drawings filed on 06/15/2005
- Paper nucleotide sequence listings filed on 06/15/2005
- Paper Computer Listings filed on 06/15/2005

RESPONSE DUE Apr. 11, 2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of

*Am 2/27/06*

the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

Additionally the following defects have been observed:

- Preliminary Amendments have not been entered because Claims 102 & 103 of Pre. Amdt. not entered because they have been presented as amended claims, instead of new claims..

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- **For Rules Interpretation, call (571) 272-0951**
- **For Patent Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.**
- **Send e-mail correspondence for Patent Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/539,105	PCT/AU03/01676	42-000200US